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8
9 Attorney for Defendant
10 COSTCO WHOLESALE CORPORATION

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12
13 UNITED STATES DISTRICT COURT

14
15 DISTRICT OF NEVADA

16 * * * *

17 LISA YALOVICH, individually,) CASE NO.: 2:20-cv-1263
18)
19 Plaintiff,)
20 vs.)
21 COSTCO WHOLESALE CORPORATION)
22 d/b/a COSTCO WHOLESALE; DOES 1)
23 through 100 and ROE CORPORATIONS 1)
24 through 100, inclusive,)
25 Defendants.)
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PETITION FOR REMOVAL OF CIVIL ACTION

29 TO: THE UNITED STATES DISTRICT COURT FOR THE DISTRICT OF NEVADA:
30
31 Petitioner COSTCO WHOLESALE CORPORATION (hereinafter "Petitioner"), a
32 Washington Corporation respectfully shows:
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34 1. Petitioner is the Defendant in the above-entitled action;
35 2. On June 18, 2020, an action was commenced against Defendant/Petitioner
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1 COSTCO WHOLESALE CORPORATION and is now pending in the District Court, Clark
2 County, Nevada as Case No. A-20-816803-C. Process of Service was served upon
3 Defendant/Petitioner on June 23, 2020. Copies of the Complaint and Summons are attached
4 hereto as Exhibits "A" and "B" respectively;

5 3. This Notice is timely filed pursuant to 28 U.S.C. §1446(a) and (b);
6 4. Defendant/Petitioner is informed and believes and thereon alleges that there has
7 been no further proceedings or papers filed in said action;
8 5. This action is a civil action of which this Court has original jurisdiction under the
9 provisions of 28 U.S.C.A. §1332 and is one which may be removed to this Court by
10 Defendant/Petitioner pursuant to the provisions of 28 U.S.C.A. §1441(a)(b) in that it is a civil
11 action which allegedly arises out of a dispute involving diverse parties where the amount in
12 controversy exceeds the sum or value of \$15,000.00 due to the Plaintiff undergoing ongoing
13 medical care from a June 25, 2018 incident whereby she slipped and fell resulting in permanent
14 injuries with significant medical care. The injuries alleged by Plaintiff include acute, permanent
15 physical injuries. Plaintiff has claimed in excess of \$15,000.00 in damages in the Complaint
16 plus a claim of past and future pain and suffering, medical care and a possible wage loss. All of
17 this resulted after the subject accident and this Court has original jurisdiction over the claims set
18 forth in Plaintiff's Complaint.

19 6. A copy of Defendant/Petitioner's Notice of Removal of the above-entitled action
20 to the United States District Court for the District of Nevada, together with copies of the
21 Summons and Complaint have been deposited with the Deputy Clerk in the Clerk's office for
22 the Eighth Judicial District Court of the State of Nevada on July 7, 2020. (See, copy of Notice
23 of Filing Petition for Removal attached hereto as Exhibit "C");

Law Offices of
OLSON CANNON GORMLEY & STOBERSKI
A Professional Corporation
9950 West Cheyenne Avenue
Las Vegas, Nevada 89129
(702) 384-4012 Fax (702) 383-0701

7. Copies of all pleadings and papers served upon Defendant in the above-entitled action are filed herewith; and

8. This Petition is filed with the Court within thirty (30) days after receipt by Defendant/Petitioner herein of the Complaint in the above-entitled action.

WHEREFORE, Defendant/Petitioner prays that the above-entitled action be removed from the Eighth Judicial District Court of the State of Nevada in and for the County of Clark to this Court.

DATED this 7 day of July, 2020.

OLSON CANNON GORMLEY & STOBERSKI

MICHAEL A. FEDERICO, ESQ.
Nevada Bar No. 005946
9950 West Cheyenne Avenue
Las Vegas, Nevada 89129
Attorneys for Defendant
COSTCO WHOLESALE CORP.

Law Offices of
WILSON CANNON GORMLEY & STOBERSKI
A Professional Corporation
9950 West Cheyenne Avenue
Las Vegas, Nevada 89139
(702) 384-4012 Fax (702) 383-0701

AFFIDAVIT OF MICHAEL A. FEDERICO, ESQ.

STATE OF NEVADA)
) ss:
COUNTY OF CLARK)

MICHAEL A. FEDERICO, ESQ., being first duly sworn deposes and says:

1. That your affiant is an attorney duly licensed to practice law in the State of Nevada and in the United States District Court, District of Nevada, and that he is a member of the law firm of OLSON CANNON GORMLEY & STOBERSKI, maintaining offices at 9950 West Cheyenne Avenue, Las Vegas, Nevada 89129;

2. That your affiant is the attorney for Defendant COSTCO WHOLESALE CORPORATION and makes this affidavit on behalf of the Defendant herein and that affiant has prepared and read the foregoing notice and knows the matters set forth and contained therein to be true and correct to the best of affiant's knowledge and belief;

3. Your affiant further states that on July 7, 2020, he caused to be filed with the Clerk of the Eighth Judicial District Court, a copy of Defendant's Petition for Removal of Civil Action of the above-entitled action to the United States District Court for the District of Nevada at Las Vegas, together with all exhibits, by depositing such copies with the Deputy Clerk in the Clerk's office for the Eighth Judicial District Court of the State of Nevada at the office of the County Clerk, Clark County Courthouse, Las Vegas, Nevada 89101; and

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4. That your affiant caused to be served a Notice of Removal on Farhan R. Naqvi, Esq. and Paul G. Albright, Esq. of Naqvi Injury Law, 9500 W. Flamingo Rd., Ste. 104, Las Vegas, NV 89147, attorney of record for the Plaintiff in the above-entitled action by depositing the same in the United States mail on July 7, 2020.

MICHAEL A. FEDERICO, ESQ.

Subscribed and sworn before me
this 7th day of JULY, 2020.

NOTARY PUBLIC in and for said
County and State



Law Offices of
ELSON CANNON GORMLEY & STOBERSKI
A Professional Corporation
9950 West Cheyenne Avenue
Las Vegas, Nevada 89129
(702) 384-4012 Fax (702) 383-0701

CERTIFICATE OF SERVICE

I HEREBY CERTIFY that on this 7th day of July, 2020, I sent a true and correct copy of the above and foregoing **PETITION FOR REMOVAL OF CIVIL ACTION** to the parties listed below via the EFP Program, pursuant to the Court's Electronic Filing Service Order (Administrative Order 14-2) effective June 1, 2014, and or mailed:

Farhan R. Naqvi, Esq.
Paul G. Albright, Esq.
Naqvi Injury Law
9500 W. Flamingo Rd., Ste. 104
Las Vegas, NV 89147
P: (702) 553-1000
F: (702) 553-1002
naqvi@naqvilaw.com
paul@naqvilaw.com
Attorneys for Plaintiff

Condie McCalloch
An Employee of Olson Cannon Gormley & Stoberski

Law Offices of
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